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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Thomas J. Holman, Louis G. Ellis, Gregory K. Olson, Linda R. Lorentzen Cornelius, Richard J. Traxler, Scott M. Hanson, Tracee E.J. Eidenschink, and Sonja J.K. Williams
Application No.:	09/737118
Filed:	December 14, 2000
For:	CATHETER WITH REMOVABLE BALLOON PROTECTOR AND STENT DELIVERY SYSTEM WITH REMOVABLE STENT PROTECTOR
Examiner:	Ms. Uyen T Ho
Group Art Unit:	3731

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Docket No.: S63.2N-6748-US03

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REJECTION OVER A PRIOR PATENT

The owner, Boston Scientific Scimed, Inc. of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior patent No. US 6,416,529, US 6,152,944, US 6,132,450 and US 5,893,868. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it, and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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**Terminal Disclaimer**  
**Attorney Docket No.: S63.2-6748-US03**

37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submission on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf on the organization.

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2. ☒ The undersigned is an attorney of record.

January 19, 2006  
Date

  
Scott Q. Vidas,  
Registration No.: 30812

- ☐ Terminal disclaimer fee under 37 CFR 1.20(d) included.  
☒ PTO suggested wording for terminal disclaimer was  
☒ unchanged ☐ changed (if changed, an explanation should be supplied).